(G.C.P.)J 455 (5,00,000)-11.2001) Spl-H.C.,A.S.,C.D.,78e

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

Writ Petition No.7167 of 2004

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions and Registrar's order.	Court's or Judge's orders

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Shri M.S.Topkar for the petitioner.

Shri G.S.Hegde for the respondent.

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CORAM : R.M.S.KHANDEPARKAR, J

DATED : 15th SEPTEMBER, 2004.

P.C.

1. Heard the learned advocates for the parties.

2. Both the Courts below have arrived at the concurrent findings regarding the appropriate punishment being imposed upon the petitioner that he having found consumed the liquor inspite of being a Driver on duty of a public vehicle and besides that he had been punished in the past on 39 occasions on different counts, considering the past conduct as well as the nature of misconduct established against the petitioner, there is no case made out for interference in the

impugned judgment in writ jurisdiction. The findings arrived at by both the Courts below are clearly borne out from the records and do not disclose any perversity. Under no circumstances, the punishment imposed upon the petitioner can be said to be disproportionate to the misconduct established against him. Hence, the petition is summarily rejected.

3. Authenticated copy be given to the parties.